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COGNIS CORPORATION PATENT DEPARTMENT 300 BROOKSIDE AVENUE AMBLER PA 19002

In re Application of

Steven Heck et al.

Serial No.: 09/880,695

Filed: June 12, 2001

Attorney Docket No.: H3172A PCT/US

PETITION DECISION

This is in response to the petition under 37 CFR 1.181, filed June 8, 2004, for withdrawal of abandonment of the above identified application based on a timely response to the Office Action of October 20, 2003 and a reinstatement of the Appeal Brief.

A review of the file history shows that the examiner mailed an Office action to applicants on October 20, 2003, setting a three month shortened statutory period for reply. Upon failure to receive a reply the Office mailed a Notice of Abandonment to applicants on May 5, 2004. Applicants state that there was a timely response, which included a Supplemental Appeal Brief, filed on April 20, 2004 with a three month extension of time. The response and extension of time, which was timely, had been entered in the palm data base before the abandonment.

The petition is **GRANTED** to withdraw the holding of abandonment and to reinstate the Supplemental Reply Brief.

The application will be forwarded to the examiner for preparation of the Examiner's Answer or other appropriate action.

Should there be any questions about this decision please contact Jean F. Vollano, by letter addressed to Director, TC 1600, P.O. Box 1450, Alexandria, VA 22313-1450, or by telephone at 571-272-0648 or by facsimile sent to the general Office facsimile number.

Elen Willens for Bruce Kisliuk

Director, Technology Center 1600